



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
27130 TELEGRAPH ROAD
QUANTICO, VA 22134-2253

JUN 03 2013

Office of the Staff Judge Advocate

Mr. Michael Morisy
MuckRock News, DEPT MR 5588
P.O. Box 55819
Boston, Massachusetts

Dear Mr. Morisy:

This responds to your request for copies of all responses sent to Congressional committees between January 1, 2008 and the date that the request is processed.

The enclosed memorandum and letter are responsive to your request. Portions of the information have been redacted pursuant to Freedom of Information Act exemptions 5 U.S.C. § 552 (b)(6) and (b)(7)(C). The Reports of Investigation (ROI) that were provided to the Committee on Armed Services were unredacted and are not included with this response. You may request a redacted copy of the ROI by submitting your written request to: Director, U.S. Army Crime Records Center, ATTN: CICR-FP, 27130 Telegraph Road, Quantico, Virginia 22134-2253 for processing under the Freedom of Information Act. If you prefer, you may fax your request to (571) 305-4151. This initial denial is made on behalf of Major General David E. Quantock, Commander, U.S. Army Criminal Investigation Command (USACIDC), who is the Initial Denial Authority for USACIDC records requested under the FOIA.

a. Exemption (b)(6) permits the Government to withhold all information about individuals in personnel, medical and similar files where the disclosure of such information would constitute a *clearly unwarranted invasion of personal privacy*.

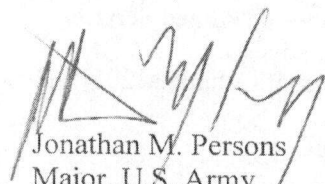
b. Exemption (b)(7)(C) provides protection for *law enforcement information*, the disclosure of which *could reasonably be expected to constitute an unwarranted invasion of personal privacy*.

You have the right to appeal this partial denial. Your appeal must be submitted within 60 days of the date of this letter. You should state the basis for your disagreement with the response or provide justification for reconsideration of the partial denial. An appeal may not serve as a request for additional or new information. An appeal may only address information denied in this response. You should send your appeal to this office, U.S. Army Criminal Investigation Command, ATTN: Office of the Staff Judge Advocate, 27130 Telegraph Road, Quantico, VA 22134, for forwarding as appropriate to the Office of General Counsel, the appellate authority for the U.S. Army.



I trust this information will assist you in responding to your constituent. The USACIDC point of contact for this action is Ms. Janice L. Hunter at (571) 305-4035.

Sincerely,



Jonathan M. Persons
Major, U.S. Army
Deputy Staff Advocate

Enclosures



DEPARTMENT OF THE ARMY
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QUANTICO, VA 22134-2253

APR 8 2013

REPLY TO
ATTENTION OF

Office of the Staff Judge Advocate

Honorable Howard P. "Buck" McKeon
Chairman, Committee on Armed Services
House of Representatives
Washington, District of Columbia 20515-6035

Dear Mr. Chairman:

The enclosed U.S. Army Criminal Investigation Command (USACIDC) Reports of Investigation (ROI) into the April and July 2006 sexual assaults committed by Chief Warrant Officer (b)(6), (b)(7)(C) are responsive to your request.

The enclosed ROI may only be used by personnel with a strict need to review the report to perform their official duties. It contains privileged information and must be protected from unauthorized disclosure. This information is maintained in a system of records that is exempt from the mandatory disclosure provisions of the Privacy Act (PA) (5 U.S.C. 552a(k)(2)). The information contained within the ROI is also exempt from the mandatory disclosure provisions of the Freedom of Information Act (FOIA) (5 U.S.C. 552(b)(7)(C)). These reports must not be reproduced, used for adverse action, further disseminated, or used as exhibits or enclosures to records of other offices or agencies without written consent from USACIDC.

We request that you return the enclosed reports within 60 days after they have served their purpose, or inform us that you have disposed of these records in a secure fashion, for example, by burn bag incineration or shredding.

The USACIDC point of contact for this action is Ms. (b)(6), (b)(7)(C) at (b)(6), (b)(7)(C).

(b)(6), (b)(7)(C)

Colonel, U.S. Army
Deputy Commander

Enclosure



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CIJA-ZA

12 January 2012

MEMORANDUM FOR LTC (b)(6),(b)(7), Legislative Counsel, Army Office of Legislative Liaison, 1600 Army Pentagon, Room 1E433, Washington, DC 20310-1600

SUBJECT: Request for U.S. Army Criminal Investigation Command (USACIDC) Report of Investigation (ROI), House Armed Services Committee (HASC)

1. Enclosed is the USACIDC ROI requested by the Chairman of the HASC in a letter to the Secretary of Defense dated 16 December 2011. The ROI is the USACIDC investigation into the attack by a contract Afghan security officer on U.S. forces at FOB Frontenac on 19 March 2011.
2. The enclosed ROI may only be used by personnel with a strict need to review the report to perform their official duties. It contains privileged information and must be protected from unauthorized disclosure. This information is maintained in a system of records that is exempt from the mandatory disclosure provisions of the Privacy Act (PA) (5 U.S.C. 552a(k)(2)). The information contained within the ROI is also exempt from the mandatory disclosure provisions of the Freedom of Information Act (FOIA) (5 U.S.C. 552(b)(7)(C)). This report will not be reproduced, used for adverse action, further disseminated, or used as exhibits or enclosures to records of other offices or agencies without the written consent from USACIDC.
3. Portions of the ROI did not originate with this agency. The USACIDC is not the releasing authority for the documents in question; therefore, the documents will need to be requested from the appropriate release authorities. Please let us know if you would like us to refer the HASC request to the following agencies for appropriate action and direct reply to you:
 - a. ROI exhibits 3-4, 6-10, 14, 31, 49-50, 53, 77-78, are maintained by the Commander, U.S. Army MEDCOM, ATTN: FOIA Office, Stop 76, 1216 Stanley Road, Ft. Sam Houston, Texas 78234-5049.
 - b. ROI exhibits 32 and 73 are maintained by the Office of the Staff Judge Advocate Kandahar Airfield, Afghanistan, APO AE 09355
 - c. ROI exhibits 60-63 are maintained by the Commander, U.S. Army Intelligence & Security Command, Freedom of Information /Privacy Office, ATTN: IAMG-C-FOI, 4552 Pike Road, Fort Meade, Maryland 20755
 - d. ROI exhibit 75 is maintained by the Office of the Judge Advocate General, ATTN: DAJA-ZX, Pentagon Room 2B514, 2200 Army Pentagon, Washington, District of Columbia 20310-2200

CIJA-ZA

SUBJECT: Request for U.S. Army Criminal Investigation Command (USACIDC) Report of Investigation (ROI), House Armed Services Committee (HASC)

e. ROI exhibit 65 is maintained by the United States Central Command, CCJ6-RDF (FOIA), 7115 South Boundary Boulevard, MacDill AFB, Florida 33621-5101

4. Exhibits 20 and 40 are not provided at the present time because they are digital evidence that was provided to USACIDC; but, the digital media was damaged and the disks are not readable. New copies of the disks have been requested and will be forwarded once provided.

5. USACIDC requires that you return the enclosed report within 60 days after it has served its purpose, or inform us that you have disposed of these records in a secure fashion, or example, by "burn bag" incineration or shredding.

6. The USACIDC point of contact for this action is Ms. (b)(6),(b)(7)(C) at (b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

Encl

LTC, JA
Staff Judge Advocate